

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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GOVERNMENT EMPLOYEES INSURANCE
COMPANY, GEICO INDEMNITY COMPANY,
GEICO GENERAL INSURANCE COMPANY and
GEICO CASUALTY COMPANY,

Docket No.:
1:19-cv-05158(KAM)(SMG)

Plaintiffs,

-against-

TREMONT DIAGNOSTIC IMAGING, P.C. d/b/a
BRONX IMAGING NYC, CHARLES J. DEMARCO,
M.D., AAA MANAGEMENT NYC LLC, ALBERT
FOOZAILOV, JOSEPH STERN and JOHN DOE
DEFENDANTS 1-10,

Defendants.

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STIPULATION OF DISMISSAL WITHOUT PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and among counsel for Plaintiffs
Government Employees Insurance Company, GEICO Indemnity Company, GEICO General
Insurance Company, and GEICO Casualty Company (collectively, “GEICO” or “Plaintiffs”) and
counsel for Defendants, Tremont Diagnostic Imaging, P.C. d/b/a Bronx Imaging NYC, Charles J.
DeMarco, M.D., AAA Management, Inc., Joseph Stern and Albert Foozailov (collectively,
“Defendants”) as follows: (i) all claims asserted in this action against Defendants are dismissed,
without prejudice, pursuant to Fed. R. Civ. Proc. 41(a)(1), and (ii) Plaintiffs and Defendants shall
each bear their own costs, disbursements and counsel fees associated with the prosecution and/or
defense of this action. For purposes of this stipulation, facsimile or electronic signatures shall be
treated as originals.

Dated: July 27, 2020

RIVKIN RADLER LLP

By: /s/ Barry I. Levy

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Counsel for Plaintiffs, Government Employees Insurance Company, GEICO Indemnity Company, GEICO General Insurance Company, and GEICO Casualty Company

KUTNER FRIEDRICH, LLP

By: /s/ Charles Kutner

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ZIMMERMAN LAW, P.C.

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